

1 Timothy J. Conway, OSB No. 851752
Direct Dial: (503) 802-2027
2 Email: tim.conway@tonkon.com
3 Michael W. Fletcher, OSB No. 010448
Direct Dial: (503) 802-2169
4 E-Mail: michael.fletcher@tonkon.com
Ava Schoen, OSB No. 044072
5 Direct Dial: (503) 802-2143
Email: ava.schoen@tonkon.com
6 Tonkon Torp LLP
888 SW Fifth Ave., Suite 1600
7 Portland, OR 97204
Main: 503.221.1440
8 Facsimile: 503.274.8779

9 Attorneys for Debtor

10 UNITED STATES BANKRUPTCY COURT
11 DISTRICT OF OREGON

12 In re

13 Van's Aircraft, Inc.,

14 Debtor.

Case No. 23-62260-dhw11

**DEBTOR'S UNOPPOSED MOTION TO
LIMIT SERVICE OF ORDER FIXING
TIME FOR FILING ACCEPTANCES
OR REJECTIONS OF PLAN; AND
NOTICE OF CONFIRMATION
HEARING**

***EXPEDITED CONSIDERATION
REQUESTED***

19 Van's Aircraft, Inc., debtor and debtor-in-possession ("Debtor"), respectfully requests
20 the entry of an order to limit service of the Court's *Order Fixing Time for Filing Acceptances or*
21 *Rejections of Plan; and Notice of Confirmation Hearing* [ECF No. 114] and supporting
22 documents (the "Order Fixing Time").

23 Debtor's counsel conferred by telephone with Kenneth Eiler (Subchapter V Trustee) and
24 with Stephen Arnot (Assistant U.S. Trustee); Messrs. Eiler and Arnot do not oppose the relief
25 sought herein.
26

1 In support of this motion, Debtor states as follows:

2 1. On December 4, 2023 (the “Petition Date”), Debtor filed its voluntary petition for
3 relief under Subchapter V of Chapter 11 of Title 11 of the United States Code.

4 2. Debtor has continued in possession of its property and is continuing to operate
5 and manage its business as debtor-in-possession pursuant to Sections 1107(a) and 1108 of
6 Title 11 of the United States Code.

7 3. No request has been made for the appointment of a trustee or examiner. An
8 official committee of unsecured creditors has not been appointed in Debtor’s case, pursuant to
9 Subchapter V.

10 4. Debtor filed its Plan of Reorganization Pursuant to Subchapter V Under Chapter
11 11 on March 29, 2024 [ECF No. 113] (the “Plan”), and the Court issued its Order Fixing Time
12 on April 1, 2024. The Order Fixing Time requires Debtor to serve a copy of the Order Fixing
13 Time, the Plan, and a ballot, on the trustee, all creditors and interested parties, the Securities and
14 Exchange Commission, and any identified entity subject to an injunction provided for in the Plan
15 against conduct not otherwise enjoined under the Bankruptcy Code.

16 5. If Debtor serves the Order Fixing Time on the full matrix, it will cost Debtor’s
17 estate approximately \$185,000. By comparison, if the Court grants this Motion, it will cost
18 Debtor’s estate approximately \$60,000 to serve (a) the Order Fixing Time on all parties actively
19 impacted by the bankruptcy case (including employees; creditors who were scheduled; creditors
20 who filed a proof of claim; governmental entities; and all parties whose purchase orders or
21 contracts will be assumed or rejected by Debtor pursuant to the Plan) and (b) a postcard mailing
22 on the balance of people on the matrix, which postcard sets out, among other things, a link to the
23 Plan; the date, time, and place of the confirmation hearing; and the deadline by which to object
24 to confirmation of the Plan.

25 ///

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6. Debtor therefore requests that it be granted an order limiting service of the Order Fixing Time as set forth herein. A copy of Debtor's proposed Order is attached as **Exhibit 1**.

DATED: April 3, 2024.

TONKON TORP LLP

By /s/ Ava L. Schoen

Timothy J. Conway, OSB No. 851752
Michael W. Fletcher, OSB No. 010448
Ava Schoen, OSB No. 044072
Attorneys for Debtor

EXHIBIT 1

Proposed Form of Order

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Van's Aircraft, Inc.,

Debtor.

Case No. 23-62260-dhw11

**ORDER GRANTING DEBTOR'S
UNOPPOSED MOTION TO LIMIT
SERVICE OF ORDER FIXING TIME
FOR FILING ACCEPTANCES OR
REJECTIONS OF PLAN; AND NOTICE
OF CONFIRMATION HEARING**

THIS MATTER having come before the Court upon Debtor's Unopposed Motion to Limit Service of Order Fixing Time for Filing Acceptances or Rejection of Plan; and Notice of Confirmation Hearing [ECF No. ____] (the "Motion"), and the Court being duly advised in the premises and finding good cause; now, therefore;

IT IS HEREBY ORDERED that Debtor's Unopposed Motion to Limit Service of Order Fixing Time for Filing Acceptances or Rejection of Plan; and Notice of Confirmation Hearing is GRANTED as set forth in the Motion.

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I certify that I have complied with the requirements of LBR 9021-1(a).

Presented by:

TONKON TORP LLP

By _____
Timothy J. Conway, OSB No. 851752
Michael W. Fletcher, OSB No. 010448
Ava Schoen, OSB No. 044072
888 SW Fifth Avenue, Suite 1600
Portland, OR 97204-2099
Telephone: (503) 221-1440
Facsimile: (503) 274-8779
Email: tim.conway@tonkon.com
Attorneys for Debtor

043989\00001\17071731v2